

**UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF PENNSYLVANIA**

PHILADELPHIA EAGLES LIMITED
PARTNERSHIP,

Plaintiff,

v.

FACTORY MUTUAL INSURANCE
COMPANY,

Defendant.

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Case No. 2:21-cv-01776-MMB

**DEFENDANT FACTORY MUTUAL INSURANCE COMPANY’S NOTICE OF
SUPPLEMENTAL AUTHORITY IN SUPPORT OF ITS MOTION TO DISMISS**

Defendant Factory Mutual Insurance Company (“Factory Mutual”) respectfully submits this Notice of Supplemental Authority in Support of Its Motion to Dismiss Plaintiff’s First Amended Complaint for failure to state a claim upon which relief can be granted under Rule 12(b)(6) of the Federal Rules of Civil Procedure (ECF No. 48). The decision cited below was issued after Factory Mutual filed its Reply in Support of its Motion to Dismiss on June 22, 2022 (ECF No. 52).

- AC Ocean Walk, LLC v. Am. Guar. & Liab. Ins. Co., No. A-1824-21 (N.J. Super. Ct. App. Div. June 23, 2022) (attached hereto as Ex. A).

Respectfully Submitted,

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Dated: June 24, 2022

CERTIFICATE OF SERVICE

I, Richard D. Gable, Jr., hereby certify that a true and correct copy of the foregoing Notice of Supplemental Authority, electronically filed this 24th day of June, 2022, will be served on the following counsel of record via the Court's Electronic Filing System:

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